

2008 APR 28 P. 1:11

Docket No.: 0425-0836P  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Masaharu HAYASHI et al.

Application No.: 09/842,896

Confirmation No.: 7584

Filed: April 27, 2001

Art Unit: 1616

For: PLANT-ACTIVATING AGENT

Examiner: A. N. Pryor

**REQUEST FOR REFUND**  
**(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

MS 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 02-2448 shown on the statement for the month of April 2008 for the above-identified

☒ application

☐ patent

☒ A copy of the monthly statement in which the error referred to occurs, accompanies this request.

Application No.: 09/842,896

Docket No.: 0425-0836P

2008 APR 28 PM 1:11

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF  
REFUND  
REQUESTED

- ☐ filing fee \_\_\_\_\_
- ☐ search fee \_\_\_\_\_
- ☐ examination fee \_\_\_\_\_
- ☐ surcharge for filing the basic filing  
on a date later than the filing date of  
the application (37 C.F.R. § 1.16(e)) \_\_\_\_\_

and/or

- ☐ surcharge for filing the oath or declaration  
on a date later than the filing date of the  
application (37 C.F.R. § 1.16(e)) \_\_\_\_\_
- ☒ extension of term
- ☒ first month \$120.00
- ☐ second month \_\_\_\_\_
- ☐ third month \_\_\_\_\_
- ☐ fourth month \_\_\_\_\_
- ☐ excess claims \_\_\_\_\_
- ☐ issue fee \_\_\_\_\_
- ☐ petition fee \_\_\_\_\_

Application No.: 09/842,896

2008 APR 28 PM 1:11

Docket No.: 0425-0836P

- ☐ patent maintenance fee \_\_\_\_\_
- ☐ first maintenance fee \_\_\_\_\_
- ☐ second maintenance fee \_\_\_\_\_
- ☐ third maintenance fee \_\_\_\_\_
- ☐ patent maintenance fee surcharge \_\_\_\_\_
- ☐ Other: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

TOTAL REFUND REQUESTED

\$120.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

The Amendment under 37 C.F.R. § 1.111 in response to the Office Action issued December 13, 2007 was filed on March 13, 2008. Accordingly, no extension fee was necessary. Applicants respectfully requests a refund of \$120.00.

Application No.: 09/842,896

Docket No.: 0425-0836P

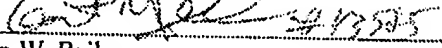
2008 APR 28 PM 1:41

IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

Dated: APR 25 2008

Respectfully submitted,

By   
John W. Bailey  
Registration No.: 32,881  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road  
Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant

Attachment(s)

Document code: WFEE

United States Patent and Trademark Office  
Sales Receipt for Accounting Date: 04/15/2008

ENIMMONS SALE #00000001 Mailroom Dt: 03/13/2008 022448 09842896  
01 FC:1251 120.00 DA

Adjustment date: 05/12/2008 SDIRETA1  
04/15/2008 ENIMMONS 00000001 022448 09842896  
01 FC:1251 120.00 CR